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 Date of Deposit: December 26, 2006

Attorney Docket No.: 28589-022 (formerly 21958-022)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

App. No. : 10/059,939 Confirmation No. 7162  
 Applicants : Mark LeVake, *et al.* TC/A.U.: 3627  
 Filed : January 29, 2002 Customer No.: 35437  
 Examiner : Laneau, Ronald  
 Docket No. : 28589-022 (formerly 21958-022)  
 Title : **METHOD AND APPARATUS FOR CONDUCTING LIVE,  
 POINT-OF-SALE, ELECTRONIC MONITORING AND  
 TRANSACTION SERVICES**

**MAIL STOP AF**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

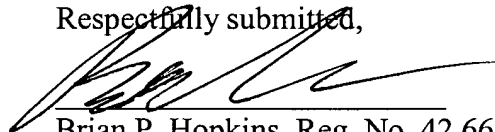
1. Amendment and Response under 37 C.F.R. 1.116 (16 pages);
2. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (212) 935-3000.

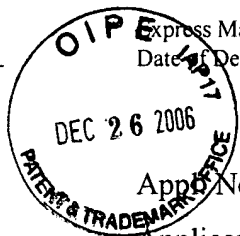
The Commissioner is authorized to charge any fees that may be due to the undersigned's account, Deposit Account No. **50-0311** Ref. No. **28589-022 UTIL**. Please address all correspondence to customer number **35437**. A duplicate copy of this transmittal letter is enclosed herewith.

Date: December 26, 2006

Respectfully submitted,



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**AMENDMENT AND RESPONSE UNDER 37 C.F.R. 1.116**

Dear Sir:

In response to the outstanding Final Office Action dated October 27, 2006 for the above-identified patent application, Applicants submit the following remarks:

**The claim listing** begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.